



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AP
3700
D
1-9-03
AF
#10

In re Patent Application:)
)
Toru YAMAGUCHI et al.) Examiner L. LEO
)
Application Number: 09/779,478) Group Art Unit 3743
)
Filed: February 9, 2001)
)
FOR: HEAT EXCHANGERS AND FINS)
FOR HEAT EXCHANGERS AND)
METHODS FOR)
MANUFACTURING THE SAME)

RECEIVED
JAN 08 2003
TECHNOLOGY CENTER R3700

RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.116

Box AF
Commissioner of Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

REQUEST FOR RECONSIDERATION

Applicant respectfully requests that the Examiner reconsider the above-captioned patent application in view of the following remarks.

REMARKS

1. Rejections

Claims 1-6 stand rejected under 35 U.S.C. § 102(b), as allegedly anticipated by Japanese Patent Publication No. JP-A-7-280484 ("JP-'484). Applicants respectfully disagree.

2. 35 U.S.C. § 102(b)

Claims 1-6 stand rejected as allegedly anticipated by JP-'484. "A claim is anticipated if and only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." MPEP 2131. The Office Action alleges that JP-'484 describes each and every element as set forth in claims 1-6. The Office Action also alleges that Applicants' perspective of JP-'484 (and Applicants' Fig. 13 which corresponds to JP-'484) is inconsistent with Applicants' Fig. 5. Applicants respectfully disagree.